



STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

Jim Gibbons, Governor

Allen Biaggi, Director

Leo M. Drozdoff, P.E., Administrator

NOTICE OF PROPOSED ACTION

August 7, 2008

The Administrator, Division of Environmental Protection, Carson City, Nevada is issuing the following notice of proposed action under the Nevada Revised Statutes and the Clean Water Act. The Administrator has received an application for renewal of National Pollutant Discharge Elimination System Permit NV0023167, from the following permit holder:

Lander County
Battle Mountain Wastewater Treatment Facility
550 West Second Street
Battle Mountain, NV 89820

The Permittee operates the Battle Mountain Wastewater Treatment Facility, located north of the Town of Battle Mountain. The facility operates a Sequential Batch Reactor (SBR) wastewater treatment system, with discharge of treated and disinfected effluent to the Reese River, a tributary to the Humboldt River. The SBR treats domestic wastewater to secondary standards, and incorporates biological nitrogen and phosphorus removal. Disinfection is by chlorination. The facility will be permitted to discharge 0.8 MGD, based on 30-Day Averages flows. Based on a review of the NPDES permit application, the Division has made the tentative determination to issue the NPDES permit for a period of five (5) years.

Persons wishing to comment upon or object to the proposed determinations by the Administrator regarding permit issuance, or request a hearing pursuant to the Nevada Administrative Code, Water Pollution Control, should submit their comments or request, in writing, within thirty (30) days of the date of newspaper publication, hand-delivered or postmarked no later than 5:00 P.M. on September 12, 2008, either in person or by mail to:

Division of Environmental Protection
Bureau of Water Pollution Control
901 S. Stewart Street, Suite 4001
Carson City, NV 89701-5249

Comments and/or hearing requests received via facsimile or e-mail before 5:00 P.M. September 12, 2008 will also be accepted. All requests for hearings must indicate the interest of the person filing the request and the reason(s) why a hearing is warranted. All comments or objections received within the thirty (30) day comment

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period will be considered in the formulation of final determinations regarding the application. If written comments indicate a significant degree of public interest in the proposed permit, the Administrator shall hold a public hearing. The public notice of such hearings will be issued not less than thirty (30) days prior to the public hearing date.

If no hearing is held and the determinations of the Administrator are substantially changed from the tentative determinations, the Administrator will give public notice of the revised determinations. Additional comments and objections will be considered at that time.

The application, proposed permit, comments received, and other information are on file and may be copied or copies may be obtained by writing to the above address or by contacting Janine Hartley, Bureau of Water Pollution Control at (775) 687-9458, or at jhartley@ndep.nv.gov. The office facsimile number is (775) 687-4684. This notice and the Fact Sheet for this facility are also available on the NDEP website at www.ndep.nv.gov/admin/public.htm.

Please bring the foregoing notice to the attention of all persons who may be interested in this matter.